

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:	)	
	)	<b>Confirmation No.:</b> 9672
<b>Clifford Teoh, et al</b>	)	
	)	<b>Group Art Unit:</b> 3734
<b>Serial No.:</b> 10/631,928	)	
	)	<b>Examiner:</b> Vi X. Nguyen
<b>Filed:</b> July 31, 2003	)	
	)	
<b>For:</b> EXPANDABLE BODY CAVITY	)	
LINER DEVICE	)	

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M/S: AF  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS  
 AND INTERFERENCES**

Sir:

Applicant hereby **appeals** to the Board of Patents Appeals and Interferences from the last decision of the Examiner.

The items checked below are appropriate.

**DOCUMENT ENCLOSED:**

- ☒ Pre-Appeal Brief Request for Review – PTO/SB/33 form (2 pages) with arguments for the request (5 pages)

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**CERTIFICATE OF TRANSMITTAL**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below via the USPTO-EFS-Web filing system.

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May 2, 2011  
 Date of deposit

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Nancy Rushton  
 Name of Person transmitting Paper

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/NancyRushton/  
 Signature of Person depositing Paper

**1. Request and Petition for EXTENSION OF TIME:**

☒ The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

☐ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

	EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/>	one month	\$65.00	\$130.00
<input type="checkbox"/>	two months	\$245.00	\$490.00
<input type="checkbox"/>	three months	\$555.00	\$1,110.00
<input type="checkbox"/>	four months	\$865.00	\$1,730.00
<input type="checkbox"/>	five months	\$1,175.00	\$2,350.00
		<b>Fee</b>	<b>\$0.00</b>

☒ If any extension fee is required, please consider this a petition therefore.

**2. Appeal FEES**

☐ Applicant claims small entity status pursuant to 37 CFR § 1.27.

<input checked="" type="checkbox"/> <b>APPEAL FEE:</b> 37 CFR §1.17 (b) - 41.20(b)(1)	\$540.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR § 1.9, 1.27, 1.28.	<input type="checkbox"/> \$0.00
Minus previously paid appeal fee (see below statement)	<input checked="" type="checkbox"/> (\$510.00)
Extension of Time (from above)	\$0.00
<b>TOTAL FEES SUBMITTED HERewith</b>	<b>\$30.00</b>

☒ Applicant wishes to **reinstate** the previous Appeal. In accordance with MPEP § 1204.01, Applicants believe that the previously paid fee for filing the Notice of Appeal on January 30, 2008, should be applied to the Notice of Appeal filed herewith.

**3. Method of Payment of fees:**

- ☐ Credit card payment by EFS system is enclosed in the amount of \$0.00.
- ☒ Charge Vista IP Law Group LLP Deposit Account No. **50-1105** in the amount of **\$30.00**.
- ☒ The Commissioner is authorized to charge Vista IP Law Group LLP Account No. **50-1105** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, and to credit any overpayments to said Deposit Account No. **50-1105**.

Respectfully submitted,  
VISTA IP LAW GROUP LLP

Dated: May 2, 2011

By: /DavidTBurse/  
David T. Burse  
Reg. No. 37,104

Customer Number  
**41696**  
PATENT TRADEMARK OFFICE

VISTA IP LAW GROUP LLP  
12930 Saratoga Avenue, Suite D-2  
Saratoga, CA 95070  
Phone (408) 777-2905  
Fax (408) 877-1662